

# **TAB 3**

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
TAKEHIKO KAWASAKI, ET AL. ) : Examiner: Unassigned  
Application No.: 10/559,532 ) : Group Art Unit: Unassigned  
Filed: December 2, 2005 ) : Confirmation No.: 1278  
For: SHEET MATERIAL IDENTIFYING ) : August 28, 2008  
APPARATUS, SHEET MATERIAL :  
TREATING APPARATUS AND SHEET )  
MATERIAL IDENTIFYING METHOD :  
:

**Mail Stop Petitions**  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

DECLARATION OF MARK CHANDERDATT

Sir:

I, the undersigned MARK CHANDERDATT, declare and say that:

1. I am the docketing supervisor at the law firm of Fitzpatrick, Cella, Harper & Scinto ("our firm"), 30 Rockefeller Plaza, New York, New York 10112, and have been with the firm for over 9 years.

2. It is our firm's normal practice to keep a record of all documents received from the U.S. Patent and Trademark Office ("USPTO") requiring a response within a specified period, i.e., all documents having a "due date." I have personally reviewed our firm's docketing records for responses due on May 14, 2006 for Notification of Missing Requirements

Under 35 U.S.C. 371 in the United States Designated/Elected Office, dated March 14, 2006, ("Notification of Missing Requirements") and our firm's records indicate that no Notification of Missing Requirements with a mailing date of March 14, 2006, or any other mailing date, was received from the USPTO for Application No. 10/559,532 .

3. More specifically, I have reviewed our firm's master docket record and manual docket record for responses due on May 14, 2006, and the records show that no response was due on that date for Application No. 559,532, which would correspond to a Notification of Missing Requirements with a mailing date of March 14, 206. Attached, as Exhibit A, are copies of the relevant portions of our firm's master docket record and manual docket record for May 14, 2006, listing responses due on that date.

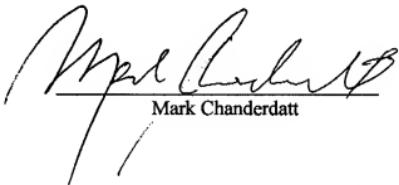
4. It is also our firms normal practice to keep a record of any Notification of Abandonment our firm receives from the USPTO. I have also personally reviewed our firm's docketing records for receipt of a Notification of Abandonment for Application No. 10/559,532, with a mailing date of January 8, 2007, or any other date, and our records show that no Notification of Abandonment for Application No. 10/559,532 was ever received by our firm.

5. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that the statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title XVIII of United States Code, and that such willful false statements may jeopardize the validity of this application or any patent issued thereon.

Dated:

August 28, 2008

FCHS\_WS 2417234v1



A handwritten signature in black ink, appearing to read "Mark Chanderdatt". The signature is fluid and cursive, with a large, stylized 'M' at the beginning.

Mark Chanderdatt

MAY 14 2006

## DOCKET

ATTORNEY	SERIAL NUMBER	INVENTOR	NATURE OF RESPONSE DUE
GOU	00862.002999	10/14/06 sent 2/14/06	
MJD	001916351 00684.003313 10/050.851 03500.017597	Issue Fee + Pub Fee + Advanced copies by mail. Your mailing address is 1000 10th St., 10th Fca MAILING ADDRESS: 1000 10th St., 10th Fca	
MON	10/649625 03500.003170	Serial : Issue + Pub fees + Advanced copies by hand	
SPW	10/349.108 00620.019764	Hallway pm serials fee + Pub Fee AMEND BY COM PER AFT m 2/14/06	
FEC	006144670 03560.002837	Amendment Rely on CLA (10/20)	
FEC	0260617504	Rely on CLA (10/20) Issue + Pub Fee	
FAD	00684.017692	Issue + Pub Fees + Advanced copies by hand	
WWW	10/682.870	Nishitomo Matsuura 00620.003170 Fca	
EPM	02360.003680	Amend + Pub 3X + 1/13/06 Deal	
SPW	10/198.855 00684.003581	Serial COM + Pub Fee + Advanced copies by hand	
SPW	10/777.116 02260.003250	KOKIKA GEFU 10/050.851 PFS Fee	
TG	10/132.20749 01972.020461	Serial COM + Pub Fee + Advanced copies by hand	
YOM	09/902.600 01274.010625	Amendment by COM per YOM 09/05/06	
MATU	10/649.12	Serial	
DSE	02500.011596.3 03500.003207	Serial Issue + Pub Fee + Advanced copies by hand	
JMO	01320.433 00862.001310	Issue + Pub Fee + Advanced copies by hand	
SPW	11/105.402 03500.011596	Serial Issue + Pub Fee + Advanced copies by hand	
ABD	04734631	Amendment 11/105.402 + Serial Issue + Pub Fee + Advanced copies by hand	
SPW	11/356.014 03500.003207	Serial Issue + Pub Fee + Advanced copies by hand	
MON	04734633 03161.001391	Amendment Serial	
JDM	11/216.1311 03500.011597	Serial Issue + Pub Fee + Advanced copies by hand	
CPA	10/105.8716 00862.106766	Amendment Serial Issue + Pub Fee + Advanced copies by hand	
SPW	11/221.444 03500.003217	Serial Issue + Pub Fee + Advanced copies by hand	
CBW	03500.003206 03500.125466	Serial Issue + Pub Fee + Advanced copies by hand	
JJO	11/355.910 03500.017818	Serial Amend by COF by JJO 09/05/06	
FAD	10/10.195	COFOPO1 RESP ON	

## DOCKET

MAY 14 2006

ATTORNEY	SERIAL NUMBER	INVENTOR	NATURE OF RESPONSE DUE
✓	01958.008579 opp 18/604,944	ANNE MARIE LIGNAN	RESP TO ✓
✓	1938.5107 FAR 9/11/06 13	Karen Johnson v. L.G. Electronics Inc.	Rejection of V. to CITE of prior art record Natural organic materials + 16
✓	0146.3001 D. H. S. Irm. opp 9/16/06 11	Karen Johnson v. L.G. Electronics Inc.	Rejection of V. to CITE of prior art record Natural organic materials + 16
✓	1945.5312 opp 9/16/06 20	MICHAEL V. U.S. Cellular Corp.	Rejection of V. to CITE of prior art record Natural organic materials + 16
✓	23398.000010.P-100 US05/079143	J.D.M. EPL Corp.	RESP needed, per FAR F/15/06 Act 11 anomalies
✓	00011.003200.1 AMC/JS 11/22/06 122	Matthew J. Decker / Telefunken + 3X	Filed by counsel re: EPL on 9/21/06
✓	00080.003157 Dato 10/8/06 17	Vonage Corp.	Rejection of V. to CITE of prior art record Natural organic materials + 16
✓	3386.5310 opp 9/16/06 13	MICHAEL V. U.S. Cellular Corp.	Rejection of V. to CITE of prior art record Natural organic materials + 16
✓	Apple ACP/DCO 5/11/06 3492 90011 00011	Apple ACP/DCO 5/11/06	

**MASTER DOCKET - From 042606 to 051606**

Print : 4/19/2006 5:03:38

Due Date

Docket Number

Application No

Page 132

**NJ - 611-4 AGO**

Action

File Missing Party - 3 month extension 11/27/2006

Remarks (JB) (ROG-2005-0078) (JOINT ASSIGNEES) CONT OF 1061415;

**MASTER DOCKET - From 042606 to 051606**

Print : 4/19/2006 5:03:38	Page 131
Docket Number	Attorney
Action	Application No

5/14/2006 Remarks	Country of Origin - JAPAN <i>DSI - 6-14-04</i>	Perry Lawrence S. Expiry date 00684.000388 05-19-2004	862978
<del>5/14/2006</del> Remarks	(BASED ON PVL/APPL/NYdec with surcharge due; <i>KCE + pet 2X b/ c on 15/06</i>	01997.039301 (RRM) (BASED ON PVL/APPLN) (RELATED TO [1997.39302] dec with surcharge due; 00892.022385 Reca, Jennifer A.	Information Disclosure Statement Due 11/25/3161 Information Disclosure Statement Due 11/25/3169
<del>5/14/2006</del> Remarks	1ST RCE FILE 040105; <i>EEC b/ can 11/06 5/15/06</i>	PIRCOM; Joseph P. ... [REDACTED] 3 month extension 03/30/2006 05/22/2006 Remarks	[REDACTED] 3 month extension 03/30/2006 05/22/2006 FLOPPY KCD W/A PLN; IPT: 040506 - INSTR;
5/14/2006 Remarks	031500.004485; Country of Origin - JAPAN Last Update - 10-06-2004 <i>DSI - 6-14-06</i>	Stahl, Lawrence A. Expiry date 863072	Information Disclosure Statement Due 11/25/508
<del>5/14/2006</del> Remarks	031500.004483+; Vadnais, Desmond E. <i>EEC b/ can 11/06 5/15/06</i>	Information Disclosure Statement Due 11/27/3002	
<del>5/14/2006</del> Remarks	Yu-Jahnes, Lock Soc. Information Disclosure Statement Due 11/27/3002 <i>less. w/ hand sign JTB on 5/15/06</i>	Information Disclosure Statement Due 11/27/3002	
<del>5/14/2006</del> Remarks	1000 - 1002.022404; <i>less. w/ hand sign JTB on 5/15/06</i>	Information Disclosure Statement Due 09/02/994	

*Alverson*

**MASTER DOCKET - From 042606 to 051606**

Print : 4/19/2006 5:03:38

Page 130

Due Date	Docket Number	Attorney	Action	Application No
5/14/2006	5-12-01	by Court P.D.	33M on 5/4/06	100111075
Remarks	PTA-527; IPT 040706 PAY FEE & FILE DIV;			

5/14/2006	5-12-01	Done	✓ DMRs	5-12-01
Remarks	LastUpdate - 03-01-2005			

5/14/2006	02911.0004800.PC	Manigat, Raymond R.	X	US04/37975
Remarks	LastUpdate - 03-01-2005			

5/14/2006	02911.0004800.PC	Manigat, Raymond R.	NTLCH II	US04/37975
Remarks	LastUpdate - 03-01-2005			

5/14/2006	02911.0004800.PC	Manigat, John D.	do not file this docket until May 15, 2006	US04/37975
Remarks	Country of Origin - USA	LastUpdate - 04-11-2005	Response to Search Report Due: Apr 10, 2006	

5/14/2006	02911.0004800.PC	Oliver, Justin M.	Notice to File Missing Parts initial deadline	US04/37975
Remarks	(JOINT ASSIGNEES)		1 month restriction initial deadline	

5/14/2006	02911.0004800.PC	Oliver, Justin M.	Notice to File Missing Parts initial deadline	US04/37975
Remarks	(JOINT ASSIGNEE) decl w/surcharge due:			

## MASTER DOCKET - From 042606 to 051606

Print : 4/19/2006 5:03:38

Due Date

Docket Number

Autopen

Action

Application No

Page 129

~~51442006-03500-018060~~  
PEI + PEL 3X  
02280-003230

(BASED ON PVL APPLN) (NO DWGS); Advisory recd 10/12/05

Information Disclosure Statement Due

11/27/2006

Remarks  
1.53B DIV - PAR TO ISSUE; 091505; EMAIL 093005 - NO DIV AT THIS TIME; PTA=60;

Issue Publication Fees due

10/26/2003

~~51442006-03500-018060~~  
PEI + PEL 3X  
02280-003230

Information Disclosure Statement Due

11/27/2006

Remarks  
1.53B DIV - PAR ABAND

Information Disclosure Statement Due

10/26/2003

~~51442006-03500-018060~~  
PEI + PEL 3X  
02280-003230

Information Disclosure Statement Due

11/27/2006

Remarks  
1.53B DIV - PAR ABAND

Information Disclosure Statement Due

10/26/2003

~~51442006-03500-018060~~  
PEI + PEL 3X  
02280-003230

Information Disclosure Statement Due

11/27/2006

Remarks  
1.53B DIV - PAR ABAND

Information Disclosure Statement Due

10/26/2003

~~51442006-03500-018060~~  
PEI + PEL 3X  
02280-003230

Information Disclosure Statement Due

11/27/2006

Remarks  
1.53B DIV - PAR ABAND

Information Disclosure Statement Due

10/26/2003

~~51442006-03500-018060~~  
PEI + PEL 3X  
02280-003230

Information Disclosure Statement Due

11/27/2006

Remarks  
1.53B DIV - PAR ABAND

Information Disclosure Statement Due

10/26/2003

~~51442006-03500-018060~~  
PEI + PEL 3X  
02280-003230

Information Disclosure Statement Due

11/27/2006

Remarks  
1.53B DIV - PAR ABAND

Information Disclosure Statement Due

10/26/2003

~~51442006-03500-018060~~  
PEI + PEL 3X  
02280-003230

Information Disclosure Statement Due

11/27/2006

Remarks  
1.53B DIV - PAR ABAND

Information Disclosure Statement Due

10/26/2003

~~51442006-03500-018060~~  
PEI + PEL 3X  
02280-003230

Information Disclosure Statement Due

11/27/2006

Remarks  
1.53B DIV - PAR ABAND

Information Disclosure Statement Due

10/26/2003

~~51442006-03500-018060~~  
PEI + PEL 3X  
02280-003230

Information Disclosure Statement Due

11/27/2006

Remarks  
1.53B DIV - PAR ABAND

Information Disclosure Statement Due

10/26/2003

~~51442006-03500-018060~~  
PEI + PEL 3X  
02280-003230

Information Disclosure Statement Due

11/27/2006

Remarks  
1.53B DIV - PAR ABAND

Information Disclosure Statement Due

10/26/2003

~~51442006-03500-018060~~  
PEI + PEL 3X  
02280-003230

Information Disclosure Statement Due

11/27/2006

Remarks  
1.53B DIV - PAR ABAND

Information Disclosure Statement Due

10/26/2003

~~51442006-03500-018060~~  
PEI + PEL 3X  
02280-003230

Information Disclosure Statement Due

11/27/2006

Remarks  
1.53B DIV - PAR ABAND

Information Disclosure Statement Due

10/26/2003

~~51442006-03500-018060~~  
PEI + PEL 3X  
02280-003230

Information Disclosure Statement Due

11/27/2006

Remarks  
1.53B DIV - PAR ABAND

Information Disclosure Statement Due

10/26/2003

~~51442006-03500-018060~~  
PEI + PEL 3X  
02280-003230

Information Disclosure Statement Due

11/27/2006

Remarks  
1.53B DIV - PAR ABAND

Information Disclosure Statement Due

10/26/2003

~~51442006-03500-018060~~  
PEI + PEL 3X  
02280-003230

Information Disclosure Statement Due

11/27/2006

Remarks  
1.53B DIV - PAR ABAND

Information Disclosure Statement Due

10/26/2003

## MASTER DOCKET - From 042606 to 051606

Print : 4/19/2006 5:03:37

Page 128

Print Date	Docket Number	Attorney	Action	Application No
------------	---------------	----------	--------	----------------

5/14/2006

NATL PHASE OF PCTY/B03002287 OR 070803

Power of attorney due to be filed

10/517812

Remarks  
**Rendel**  
**R&E-51-106-14.06**

6/4/2006

03226.00123.PV - Cire, Frank L.

1 month Complete Application Filing Remarks 60/690195

Remarks

**R&E-51-106-14.06**  
**R&E-51-106-14.06**

5/14/2006

05500-521051- Cire, Frank L.

Information Disclosure Statement Due 11/27/1877

Remarks

**R&E-51-106-14.06**  
**R&E-51-106-14.06**

5/14/2006

Advisory recd 11/23/05; IPT 12/0605 - rec; PTA=844; IPT 04/1906 - RCE WIDS &amp; FILE 1.53 (b) CONT;

**R&E-51-106-14.06**  
**R&E-51-106-14.06**

Remarks

**R&E-51-106-14.06**  
**R&E-51-106-14.06**

5/14/2006

03500-0137 - Delucia, Frank A.

Final Office Action - 2 Month Date 10/26/2006

Remarks

**R&E-51-106-14.06**  
**R&E-51-106-14.06**

5/14/2006

03500-107202 - Delucia, Frank A.

Information Disclosure Statement Due 11/27/1888

Remarks

**R&E-51-106-14.06**  
**R&E-51-106-14.06**

5/14/2006

03500-111960 - DiLeonardo, Leonard P.

Information Disclosure Statement Due 11/27/1877

Remarks

Floppy received with application; Courier 01/1906 - 1 prior doc

**R&E-51-106-14.06**  
**R&E-51-106-14.06**

5/14/2006

03500-002441 - DiLeonardo, Raymond

1ST RCE SENT COM 09/22/04; IPT 01/1006 - Letter re: IDS; IPT 03/1306 - INTERVIEW; Remarks